

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DWAYNE SMITH	:	CIVIL ACTION NO. 1:CV-13-3018
Plaintiff	:	
	:	(JUDGE KANE)
	:	(Magistrate Judge Schwab)
V.	:	
	:	
NEWBERRY TOWNSHIP POLICE	:	
DEPARTMENT, et al.	:	
Defendants	:	

ORDER

Before the Court in the captioned action is a May 5, 2014 Report and Recommendation of the Magistrate Judge. No timely objections have been filed. Accordingly, this 29th day of May, 2014, upon review of the record and the applicable law, **IT IS HEREBY ORDERED THAT:**

- 1) The Court adopts the Report and Recommendation of Magistrate Judge Schwab.
- 2) Plaintiff 's motions to remand (Doc. Nos. 6 & 14) based on lack of subject-matter jurisdiction are **DENIED**.
- 3) Defendants' motion to dismiss (Doc. No. 4) is **GRANTED**. The Court declines to exercise supplemental jurisdiction over the state-law claims. The state-law claims are **REMANDED** to the Court of Common Pleas of York County, Pennsylvania.
- 4) The Clerk of Court shall close the file.

s/ Yvette Kane
YVETTE KANE, District Judge
United States District Court
Middle District of Pennsylvania